



PATENT  
5681-68500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Akm N. Islam, et al.

Serial No.: 10/676,635

Filed: October 1, 2003

For: SYSTEM AND METHOD FOR  
HIGHLY AVAILABLE TIMER  
SERVICE IN A J2EE CLUSTER

Group Art Unit: 2153

Examiner: Unknown

Atty. Dkt. No. 5681-68500

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below:

Robert C. Kowert  
Registered Representative

6/30/2006  
Date

*[Signature]*  
Signature

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents.  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant requests consideration of ☒ the references listed on the attached Form PTO-1449 and/or ☒ the additional information identified below in paragraph 3.

- ☐ Pursuant to CFR §1.98(a)(2)(i), copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed.
- ☒ A copy of each non-U.S. patent and/or non-U.S. patent application publication reference listed on the Form PTO-1449 is enclosed.
- ☐ The non-U.S. patent and/or non-U.S. patent application publication references listed on the Form PTO-1449 were previously cited in application serial no. \_\_\_\_\_ to which the captioned application is seeking priority under 35 U.S.C. §120; therefore, a copy of each reference is not enclosed.

1. This Information Disclosure Statement is submitted:

- a. ☐ within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
- ☐ within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application;

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /T.T.N.

- ☒ before the mailing date of a first Office Action on the merits; or
- ☐ before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.
- b. ☐ after the events of above paragraph 1a and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: ☐ the certification of paragraph 2 below is provided, or ☐ a fee of \$180.00 is enclosed.
- c. ☐ after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.
2. It is hereby certified:
- ☐ that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- ☐ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in § 1.56 (c) more than three months prior to the filing of the Statement.
3. ☒ Consideration of the following additional information (including any co-pending or abandoned U.S. applications, prior uses and/or sales, etc.) is requested:
- U.S. Application No. 10/726,447 (5681-68600)  
U.S. Application No. 10/732,387 (5681-68700)
4. For each non-English language reference listed on the attached Form PTO-1449:
- ☐ reference is made to an English language translation submitted herewith, and/or
- ☐ reference is made to a foreign patent office search report (in the English language) submitted herewith, and/or
- ☐ reference is made to an English language translation of a foreign patent office search report submitted herewith, and/or
- ☐ reference is made to the concise explanation contained in the specification of the present application at page(s) \_\_\_\_\_, and/or
- ☐ reference is made to the concise explanation set forth below:
5. ☐ Applicant also offers the following comments for the Examiner's consideration:

6. ☐ Also enclosed is a copy of a foreign search report citing these references.
7. ☐ The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. Applicant(s) request this Information Disclosure Statement and attached Form PTO-1449 be placed in the file of the captioned application.
8. ☐ Applicant(s) requests that the Information Disclosure Statement and attached Form PTO-1449 and references, which are being filed before the grant of the patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captioned application.

If any required fees are missing, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 50-1505/5681-68500/RCK.

Respectfully submitted,



Robert C. Kowert  
Reg. No. 39,255  
Attorney for Applicant(s)

MEYERTONS, HOOD, KIVLIN,  
KOWERT & GOETZEL, P.C.  
P. O. Box 398  
Austin, Texas 78767  
(512) 853-8800  
Date: 6/30/2006

**Form PTO-1449** (modified)  
List of Patents and Publications  
For Applicant's Information  
Disclosure Statement  
(Use several sheets if necessary)



ATTY. DOCKET NO: 5681-68500

SERIAL NO: 10/676,635

APPLICANT: Islam et al.

FILING DATE: October 1, 2003

GROUP: 2153

**U.S. PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

EXAM. INITIALS	REF. DES	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES/NO

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

A1	Linda G. DeMichiel, "Chapter 22 of EJB Specification 2.1," Sun Microsystems, November 12, 2003(pages 493-500)
A2	Rahul Tyagi, "A Brief Review of the EJB 2.1 Specification," <a href="http://builder.com.com/5100-6386_14-1049431-1-1.html">http://builder.com.com/5100-6386_14-1049431-1-1.html</a> , September 16, 2002, (3 pages)
A3	"BEA WebLogic Server™ and BEA WebLogic Express™: Programming WebLogic JTA," June 24, 2002, (94 pages)
A4	"WebSphere Commerce V5.5 Handbook Customization and Deployment Guide." IBM, November 2003, (pages 109-132)

EXAMINER: /Thanh Nguyen/

DATE CONSIDERED:

03/31/2008

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH: 7T.T.N.

Information Disclosure Statement - PTO-1449 (modified)